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FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

3 JUL 24 2024
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Lucy H. Carrillo, Clerk

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,

Plaintiff,

vs.

MICHAEL J. MISKE, JR. (01),

Defendant.

CR. NO. 19-00099-DKW-KJM

**DEFENDANT MICHAEL J. MISKE,
JR.'S NINTH SUPPLEMENTAL
EXHIBIT LIST; CERTIFICATE OF
SERVICE**

DEFENDANT'S NINTH SUPPLEMENTAL EXHIBIT LIST

Mr. Miske respectfully submits his ninth supplemental exhibit list.¹

DATED: February 11, 2024.

/s/ Michael J. Kennedy
MICHAEL J. KENNEDY
/s/ Lynn E. Panagakos
LYNN E. PANAGAKOS
Counsel for Defendant
MICHAEL J. MISKE, JR (01)

¹ Mr. Miske reserves the right to add to, delete from, or otherwise modify this list during the course of trial. See ECF No. 1272, PageID.11971, n.1.

**UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII**

UNITED STATES OF AMERICA
v.
MICHAEL J. MISKE JR. et al.

**NINTH SUPPLEMENTAL
EXHIBIT LIST
CR. NO. 19-00099 DKW**

Presiding Judge: Hon. Derrick K. Watson	Plaintiff's Attorneys: Mark A. Inciong Michael D. Nammar W. KeAupuni Akina	Defense Attorneys: Lynn Panagakos Michael Kennedy
Trial Date: January 8, 2024	Court Reporter: Gloria Bediamol	Courtroom Deputy: Tammy Kimura

Exhibit No.	Marked	ID Only	Admitted	Description
7100-006				HPD Report 17-082602; 00197778
7100-007				HPD Report 17-083982; 00197893
7100-008				HPD Report 17-127072; 00197908
7100-009				HPD Follow Up Report 17-127072; 00014017
9000-032				FD-302 re 1/29/24 interview with Ashlin Akau
9003-022				FD-302 re 1/24/24 interview with Daniel Lee Miller
9003-023				DHS Report of Investigation re 5/13/21 Daniel Miller
9008-010				1B491 – Text messages between Mike Miske “Mikey Miske” 8087293034 and Kaulana Freitas 8085851944 – 12/31/14 to 01/01/15

Exhibit No.	Marked	ID Only	Admitted	Description
9008-011				1B533 – Signal chat between Mike Miske “MJ” 8083752981 and Kaulana Freitas 8085851944 – 2/5/20 to 2/10/20
9008-012			2/16/24	1B533 – Signal chat between Mike Miske “MJ” 8083752981 and Kaulana Freitas 8085851944 – 2/5/20 to 2/10/20 - Attached Video “IMG_0553.mp4”
9008-013				1B533 – Signal chat between Mike Miske “MJ” 8083752981 and Kaulana Freitas 8085851944 – 1/29/20
9008-014				1B533 – Signal chat between Mike Miske “MJ” 8083752981 and Kaulana Freitas 8085851944 – 2/3/20
9008-015			2/16/24	1B533 – Signal chat between Mike Miske “MJ” 8083752981 and Kaulana Freitas 8085851944 – 1/13/20 to 5/21/20
9008-016			2/16/24	1B533 – Signal chat between Mike Miske “MJ” 8083752981 and Kaulana Freitas 8085851944 – 1/13/20 to 5/21/20 – Attached Video – “IMG_1346.mp4”
9008-017				1B533 – Signal chat between Mike Miske “MJ” 8083752981 and Kaulana Freitas 8085851944 – 1/13/20 to 5/21/20 – Attached Video – “IMG_1347.mp4”
9008-018				1B533 – Signal chat between Mike Miske “MJ” 8083752981 and Kaulana Freitas 8085851944 – 12/2/19 to 1/8/20
9008-019				1B533 – Signal chat between Mike Miske “MJ” 8083752981 and Kaulana Freitas 8085851944 – 3/21/20

Exhibit No.	Marked	ID Only	Admitted	Description
9008-020				1B533 – Signal chat between Mike Miske “MJ” 8083752981 and Kaulana Freitas 8085851944 – 11/27/19 to 11/28/19
9008-021				1B491 – Text messages between Mike Miske “Mm” 8084395220 and Kaulana Freitas 8085851944 – 5/21/15
9008-022				1B491 – Text messages between Mike Miske “Mm” 8084395220 and Kaulana Freitas 8085851944 – 6/12/15
9008-023				1B491 – Text messages between “Chad Duncan” 8083661122 and Kaulana Freitas 8085427019 – 1/30/16 to 2/2/16
9008-024				1B491 – Text messages between “Chad Duncan” 8083661122 and Kaulana Freitas 8085427019 – 2/4/16
9008-025				1B491 – Text messages between “Chad Duncan” 8083661122 and Kaulana Freitas 8085427019 – 4/7/16 to 4/8/16
9008-026				1B491 – Text messages between “Chad Duncan” 8083661122 and Kaulana Freitas 8085427019 – 4/7/16
9008-027				1B491 – Text messages between “Chad Duncan” 8083661122 and Kaulana Freitas 8085427019 – 2/11/16
9008-028				1B491 – Text messages between “Chad Duncan” 8083661122 and Kaulana Freitas 8085427019 – 2/8/16 to 2/13/16
9008-029				1B491 – Text messages between “Chad Duncan” 8083661122 and Kaulana Freitas 8085427019 – 1/25/16 to 1/29/16

Exhibit No.	Marked	ID Only	Admitted	Description
9008-030				1B491 – Text messages between “Chad Duncan” 8083661122 and Kaulana Freitas 8085427019 – 4/9/16 to 4/10/16
9008-031				1B491 – Text messages between “Chad Duncan” 8083661122 and Kaulana Freitas 8085427019 – 9/4/16
9008-032				1B491 – Text messages between “Chad Duncan” 8083661122 and Kaulana Freitas 8085427019 – 10/6/15 to 10/10/15
9008-033				1B491 – Text messages between “Denny” 8085970157 and Kaulana Freitas 8086203207 – 3/21/15 to 5/12/15
9008-034				1B491 – Text messages between Mike Miske 8085948636 and Kaulana Freitas 8085427019 – 10/28/15
9008-035				1B491 – Text messages between 8088594683 and Kaulana Freitas 8085427019 – 10/15/15
9008-036				1B491 – Group text messages with “M John Blane”, “M Kalani Laraine”, “M Derika”, “Clair” and Kaulana Freitas 8085427019 – 3/13/15
9008-037				1B491 – Group text messages with “M John Blane”, “Frankie”, “Isahia Bush”, 8083989042 and Kaulana Freitas 8084559177 – 3/13/15
9008-038				1B491 – Text messages between Jake Smith 8084796281 and Kaulana Freitas 8085427019 – 4/27/16
9008-039				1B491 – Group SMS messages between John Stancil, Isahia Bush and Kaulana Freitas 8085427019 – 5/1/16
9008-040				1B491 – Text messages between Jake Smith 8084796281 and Kaulana Freitas 8085427019 – 4/22/16

Exhibit No.	Marked	ID Only	Admitted	Description
9008-041				1B491 – Text messages between Jake Smith 8084796281 and Kaulana Freitas 8085427019 – 5/10/16 to 5/11/16
9008-042				1B491 – Text messages between Jake Smith 8084796281 and Kaulana Freitas 8085427019 – 4/23/16
9008-043				1B491 – Text messages between Jake Smith 8084796281 and Kaulana Freitas 8085427019 – 4/26/16
9008-044				1B491 – Text messages between “Mele” 8086498639 and Kaulana Freitas 8085427019 – 1/5/16 to 1/6/16
9008-045				1B491 – Text messages between Mike Miske 8087293034 and Kaulana Freitas 8085427019 – 2/20/15
9008-046				1B491 – Text messages between Mike Miske 8087293034 and Kaulana Freitas 8085427019 – 12/29/14
9008-047				1B491 – Text messages between Mike Miske 8084395220 and Kaulana Freitas 8085427019 – 7/7/15
9008-048				1B491 – Group text messages between Mike Miske 8084395220, “bossman Dan”, “Jason_mnlhnl”, “M John Blane” and Kaulana Freitas 8085427019 – 9/25/15
9008-049				1B491 – Text messages between Mike Miske 8087293034 and Kaulana Freitas 8085427019 – 1/3/15
9008-050				1B491 – Text messages between Mike Miske 8087293034 and Kaulana Freitas 8085427019 – 1/4/15 to 3/15/15

Exhibit No.	Marked	ID Only	Admitted	Description
9008-051				1B491 – Text messages between Mike Miske 8084395220 and Kaulana Freitas 8085427019 – 4/16/15
9008-052				1B491 – Text messages between Mike Miske 8087293034 and Kaulana Freitas 8085427019 – 12/30/14
9008-053				1B491 – Text messages between Mike Miske 8084395220 and Kaulana Freitas 8085427019 – 5/20/15
9008-054				1B491 – Text messages between Mike Miske 8084395220 and Kaulana Freitas 8085427019 – 4/21/15 to 4/22/15
9008-055				1B491 – Text messages between Mike Miske 8084395220 and Kaulana Freitas 8085427019 – 4/9/15
9008-056				1B491 – Text messages between Mike Miske 8087293034 and Kaulana Freitas 8085427019 – 2/20/15
9008-057				1B491 – Text messages between Mike Miske 8087293034 and Kaulana Freitas 8085427019 – 2/18/15
9008-058				1B491 – Text messages between “Witney Miss_witney” 8082064197 and Kaulana Freitas 8085427019 – 5/2/16 to 5/8/16
9008-059				1B491 – Text messages between “Nicole” 8086700455 and Kaulana Freitas 8085427019 – 3/26/16 to 5/6/16
9008-060				1B491 – Text messages between Mike Miske 8087293034 and Kaulana Freitas 8085427019 – 1/3/15 to 1/4/15

Exhibit No.	Marked	ID Only	Admitted	Description
9008-061				1B491 – Text messages between “Ashley M” 8084422216 “M Rianne” 9096801132 and Kaulana Freitas 8085427019 – 3/29/16
9008-062				1B471 – WhatsApp messages between Kelii Ivester “Kama’aina Plumbing” and Kaulana Freitas 8085851944 – 5/15/18 to 5/16/18
9008-063				1B471 – WhatsApp messages between Kelii Ivester “Kama’aina Plumbing” and Kaulana Freitas 8085851944 – 5/19/18
9008-064				1B471 – WhatsApp messages between Kelii Ivester “Kama’aina Plumbing” and Kaulana Freitas 8085851944 – 5/21/18 to 5/23/18
9008-065				1B471 – WhatsApp messages between Kelii Ivester “Kama’aina Plumbing” and Kaulana Freitas 8085851944 – 5/24/18
9008-066				1B471 – WhatsApp messages between Kelii Ivester “Kama’aina Plumbing” and Kaulana Freitas 8085851944 – 5/30/18
9008-067				1B471 – WhatsApp messages between Kelii Ivester “Kama’aina Plumbing” and Kaulana Freitas 8085851944 – 6/12/18
9008-068				1B471 – WhatsApp messages between Kelii Ivester “Kama’aina Plumbing” and Kaulana Freitas 8085851944 – 6/17/18
9008-069				1B471 – WhatsApp messages between Kelii Ivester “Kama’aina Plumbing” and Kaulana Freitas 8085851944 – 6/16/18 & 6/23/18
9008-070				1B471 – WhatsApp messages between Kelii Ivester “Kama’aina Plumbing” and Kaulana Freitas 8085851944 – 8/18/18

Exhibit No.	Marked	ID Only	Admitted	Description
9008-071				4/03/23 IRS Memorandum of Interview re Jake Luedtke; 00416341
9012-012a			2/13/24	9012-012-0034; photograph from ATF Case File 787025-18-0032; 00289083
9012-012b			2/13/24	9012-012-0038; photograph from ATF Case File 787025-18-0032; 00289083
9012-012c			2/13/24	9012-012-0055; photograph from ATF Case File 787025-18-0032; 00289083
9012-012d				9012-012-0056; photograph from ATF Case File 787025-18-0032; 00289083
9012-012e			2/13/24	9012-012-0061; photograph from ATF Case File 787025-18-0032; 00289083
9013-143				FD-302 re 10/25/22 interview with Jacob Smith; 00453601
9018-061				ATF Report of Investigation #10 dated 6/19/17; 00216721
9018-062				ATF Report of Investigation #14 dated 6/28/17; 00216741
9018-063				ATF Report of Investigation #3 dated 5/31/17; 00217333
9018-064				ATF Report of Investigation #13 dated 5/28/17; 00217380
9051-053				10/03/23 Memorandum of Interview re Sara Tufele; 00456602
9051-054				DCCA Business information re Aloha Ola Enterprises LLC

Exhibit No.	Marked	ID Only	Admitted	Description
9051-055				1B 415 (Wayne Miller cellphone) SMS Extraction Report re 808-589-6244 (Mai)
9051-056				Excerpt of Government Exhibit 9-0113, Wayne Miller TWIC Application
9077-002				2/06/2024 DHS Follow-Up Interview with Esteban Munoz
9145-009				2/01/24 Follow up Interview with HPD Sergeant Jared Spiker
9221-106				FD-302 re 5/10/18 return of 1B173 – 1B176 to Delia-Anne Fabro; 00292692
9287-004				DHS Report of Interview re 1/09/24 interview of Alexander Kim
9372-003	✓		2/20/24	Photograph of Encore
9372-004	✓		↓	Photograph of Encore
9372-005	✓		↓	Photograph of Encore No exhibit
9372-006				PBN Article 11/28/16 Real Estate Broker to Take Over Operations of Former M Nightclub
9372-007				12/07/23 Jason Yokoyama Proffer Agreement; 00443218
9372-008				FD-302 re 12/08/23 interview with Jason Yokoyama; 00474777
9372-009				FD-302 re 12/20/23 interview with Jason Yokoyama; 00474753
9402-001				6/13/18 FBI Import Form re Timothy Cusack missing Persons Sighting; 00029169

Exhibit No.	Marked	ID Only	Admitted	Description
9402-002				6/13/18 Incident Summary re Missing Persons Sighting; 00029171
9402-003				FD-302 re 2/21/19 telephone call with Timothy Cusack; 00034987
9402-004				FD-302 re 8/27/21 contact with Timothy Cusack; 000337094
9403-001				FD-302 re 5/30/18 interview of Mark Adams; 000272133
9404-001				FD-302 re 1/12/21 interview with Stefan Kim; 000384204
9405-001				DHS Report of Investigation re 12/02/22 Interview of Afshan Modaresi; 00403557
9405-002				DHS Report of Investigation re 1/04/23 Interview of Majid Modaresi; 00406053
9405-003				DHS Report of Investigation re 1/11/23 Photographs taken at/in the Vicinity of 4 Wheel Auto; 00406414
9406-001				FD-302 re 11/01/23 interview with Sterling Pedro; 00439055
9407-001				11/02/23 Memorandum of Interview with Ty Torco; 00471099
9408-001				FD-302 re 1/09/24 interview with Isaiah Keao Cash; 00479944

Exhibit No.	Marked	ID Only	Admitted	Description
9409-001				DHS Report of Investigation 1/26/24 Interview of Angela Yoshioka; 00479994
9410-001				HPD Incident Report 05/066-712 re K. Kendro; 00187788
9410-002				DHS Report of Investigation re 10/30/23 Interview of Aine Kendro; 00439077
9411-001				FD-302 re 9/19/23 interview with Jay Reylubong